

GAHARAN & WILSON

ATTORNEYS AT LAW

107 E. COURTHOUSE STREET

NEW ORLEANS, LOUISIANA 71342

PHILIP S. GAHARAN, JR.  
JOSEPH WILSON  
DONALD R. WILSON

RECORDATION NO. 14331 Filed 1425

No. JUN 1 1984  
Date .....  
Fee \$ 50.00  
KCC Washington, D. C.

MAIL: P.O. DRAWER G  
TEL. (318) 992-2104

JUN 1 1984 -2 20 PM

4-153A043

INTERSTATE COMMERCE COMMISSION

Interstate Commerce Commission  
12th and Constitution Avenue Northwest  
Washington, D. C. 20423

May 29, 1984

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

ATTENTION: Mildred Lee

Room 2303

Dear Ms. Lee:

Pursuant to our earlier telephone conversations, I enclose an original and one certified true copy of a chattel mortgage from Louisiana Midland Railroad Company to The LaSalle State Bank for recordation with the Interstate Commerce Commission pursuant to applicable Federal Law dealing with "Rolling Stock Mortgages".

I also enclose our firm check payable to the Interstate Commerce Commission in the amount of \$50.00.

Please record this "Rolling Stock Mortgage" and return the enclosed copy to us for our file, noting thereupon the date of filing and the document number assigned thereto.

Please advise whether or not you can provide us with a mortgage certificate or other certificate from your office indicating any and all mortgages, liens, or other encumbrances recorded in your office covering or affecting the property of Louisiana Midland Railway Company and/or Trans-Action Associates, Inc., an Illinois corporation. If it is possible for you to provide such a certificate to us, please do so and enclose your statement which will be promptly paid.

Thank you for your courtesy and assistance.

Sincerely,

GAHARAN & WILSON



Donald R. Wilson  
DRW/dlm

JUN 1 2 27 PM '84  
FEE OPERATION BR.

**Interstate Commerce Commission**  
Washington, D.C. 20423

**6/1/84**

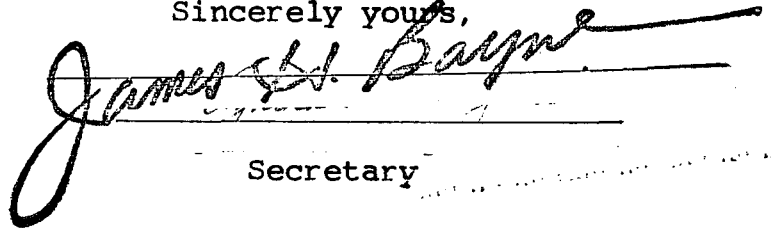
OFFICE OF THE SECRETARY

**Donald R. Wilson  
Gaharan & Wilson  
107 E. Courthouse St.  
Jena, Louisiana 71342**

Dear **Sir:**

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on **6/1/84** at **2:30pm** and assigned re-recording number(s). **14331**

Sincerely yours,

  
Secretary

Enclosure(s)

CHATTEL MORTGAGE

14331

RECORDATION NO. .... Filed 1425

JUN 1 1984 - 2 30 PM

STATE OF LOUISIANA  
PARISH OF LA SALLE

INTERSTATE COMMERCE COMMISSION

BE IT KNOWN, that this day, before me, the undersigned Notary Public in and for said Parish and State, duly commissioned and sworn, came and appeared LOUISIANA MIDLAND RAILWAY COMPANY

\_\_\_\_\_ hereinafter called mortgagor,  
resident of \_\_\_\_\_ Parish, Louisiana, who declared that it is \_\_\_\_\_ indebted unto  
ITSELF, or any future holder or holders, hereinafter called mortgagee,  
in the sum of THREE HUNDRED FIFTY THOUSAND AND NO/100----- (\$350,000.00) Dollars,  
in evidence of which indebtedness he has given one note, dated with this act for said sum payable to the order of  
Bearer,  
due on demand

with eight (8%) percent interest from maturity and paraphed "Ne Varietur" of this date by me, Notary, to identify it herewith; and in order to secure the payment of said note, interest and all costs, including 20 percent attorney's fees on principal and interest in the event placed in the hands of an attorney for collection, the said mortgagor declared that it does by these presents especially mortgage and hypothecate unto and in favor of said Itself, its successors,  
heirs and assigns, or any future holder of said note, the following described property, to-wit:

See Exhibit attached hereto for a  
list and description of the property covered hereby

The said mortgagor further declared that it does hereby waive and relinquish in favor of the mortgagee, or any future holder of the note, herein, any and all homestead claims and exemptions to which he is entitled by law (under the Constitution and Statutes of the State of Louisiana) in and to said property.

And also appeared \_\_\_\_\_, wife of the said \_\_\_\_\_,  
who declares that she hereby joins and concurs in above waiver and relinquishment and consents thereto.

The said mortgagor declared to me, Notary, that there is not at present any prior lien or chattel mortgage against the property mortgaged hereinabove and hereby binds itself not to alienate, deteriorate or encumber said property mortgaged to the prejudice of this mortgage.

This act of chattel mortgage waives benefit of appraisement and imports confession of judgment and the mortgagor further agrees in the event the payment hereinabove provided is to be made in installments regardless of the stipulation of the note secured by this mortgage, that failure to pay any one installment when due shall ipso facto cause the entire balance of said note to become due and exigible at the option of the holder.

And in the event theft, fire or collision insurance is required or carried on the property covered by this mortgage said insurance policy or policies shall be pledged to the mortgagee and the proceeds thereof payable to the mortgagee as its interests may appear.

The mortgagor furthermore expressly, waives and relinquishes the benefit of all stay and extension laws and furthermore expressly, waives the three days notice and delay accorded by CCP 2639 and consents that in the event of executory proceedings a writ of seizure and sale issue immediately without the formality of said notices or delays as required by law.

Mortgagor furthermore obligates himself not to sell, lease, rent or mortgage or cause any additional lien to be placed against the property or to remove same from the Parish of \_\_\_\_\_, without the written consent of the mortgagee or holder of the note secured hereby, and in the event of the breach of either of these covenants the entire note shall become due and exigible at the option of the holder.

The certificate of mortgage is hereby waived by the parties Jefferson

THUS DONE AND PASSED at my office in the Parish of LaSalle in the presence of the undersigned competent witnesses on this  
17 day of May A. D., 1984

WITNESSES:  
C. Earl Doughty  
Robert J. Doughty

LOUISIANA MIDLAND RAILWAY COMPANY  
BY: Craig E. Burroughs  
Robert J. Doughty

Donald Adams  
NOTARY PUBLIC

"EXHIBIT"

ATTACHED TO AND MADE PART OF COLLATERAL  
CHattel MORTGAGE EXECUTED BY LOUISIANA MIDLAND  
RAILWAY COMPANY TO AND IN FAVOR OF THE LASALLE  
STATE BANK OF DATE \_\_\_\_\_, 1984.

1. One (1) Alco Locomotive, R S 3, 1600 H.P., 244 Engine # 4078, with Serial No. 12-244E-13364. ✓
2. One (1) Pettibone Speedswing # 5  
One (1) Jackson Model 260 Tamper # 76  
One (1) Flat Car # 1456 ✓  
One (1) Ingersoll-Rand Compressor # 83  
One (1) Hy-Rail Truck Int'l # 57
3. One (1) used 1966 Allis Chalmers Bull Dozer with Serial No. HD11E-11655, and Engine No. 11-1206.
4. Thirty-three (33) covered Hopper Cars with Trough Hatches and Dual Flow Gates, Identified as CCLX # 30 through CCLX # 62.
5. General Electric locomotive model U-25B, 2500 hp - Diesel-Electric Road Switcher, Road Number "Prairie Central 2604".
6. General Electric locomotive model U-25B, 2500 hp - Diesel-Electric Road Switcher, Road Number "Prairie Central 2605".
7. General Electric locomotive model U-25B, 2500 hp - Diesel-Electric Road Switcher, Road Number "Prairie Central 2606".

ATTEST A TRUE COPY

Donald Mulder